

Exhibit 2

Lambda School's Objections
and Responses to Lambda Labs'
Second Set of Requests for
Production
(dated 6/12/2020)

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7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **OAKLAND DIVISION**
11

12 LAMBDA LABS, INC.,
13 Plaintiff,
14 v.
15 LAMBDA, INC.,
16 Defendant.

Case No. 4:19-cv-04060-JST

**DEFENDANT LAMBDA INC.'S
RESPONSE TO SECOND SET OF
REQUESTS FOR PRODUCTION
PROPOUNDED BY PLAINTIFF
LAMBDA LABS, INC.**

The Hon. Jon S. Tigar

Pursuant to Federal Rule of Civil Procedure 34, Defendant Lambda Inc. (“Responding Party” or “Defendant” or “Lambda School”) hereby submits these responses and objections to the Second Set of Requests for Production (“Request” or “Requests”) propounded by Plaintiff Lambda Labs, Inc. (“Propounding Party” or “Plaintiff” or “Labs”).

PRELIMINARY STATEMENT

Lambda School has not completed its investigation of the facts relating to this case, its discovery, or its preparation for trial. All responses and objections contained herein are based only upon information that is presently available to and specifically known by Lambda School. It is anticipated that further discovery, independent investigation, legal research and analysis will supply additional facts and add meaning to known facts, as well as establish entirely new factual conclusions and legal contentions, all of which may lead to substantial additions to, changes in and variations from the responses set forth herein.

These responses, while based on diligent inquiry and investigation by Lambda School, reflect only the current state of Lambda School’s knowledge, understanding, and belief, based upon the information reasonably available to it at this time. As this action proceeds, and further investigation and discovery are conducted, additional or different facts and information could be revealed to Lambda School. Moreover, Lambda School anticipates that Labs may make legal or factual contentions presently unknown to and unforeseen by Lambda School which may require Lambda School to adduce further facts in rebuttal to such contentions. Consequently, Lambda School may not yet have knowledge and may not fully understand the significance of information potentially pertinent to these Requests. Accordingly, these responses are provided without prejudice to Lambda School’s right to rely upon and use any information that it subsequently discovers, or that was omitted from these responses as a result of mistake, inadvertence, surprise, or excusable neglect. Without in any way obligating itself to do so, Lambda School reserves the right to modify, supplement, revise, or amend these responses, and to correct any inadvertent errors or omissions which may be contained herein, in light of the information that Lambda School may subsequently obtain or discover.

Nothing in this response should be construed as an admission by Lambda School with

1 respect to the admissibility or relevance of any fact or document, or of the truth or accuracy of any
2 characterization or statement of any kind contained in Labs' Requests.

3 Each of the following responses is made solely for the purpose of this action. Each
4 response is subject to all objections as to relevance, materiality, and admissibility, and to any and
5 all objections on any ground that would require exclusion of any response if it were introduced in
6 court. All objections and grounds are expressly reserved and may be interposed at the time of
7 trial, hearing, or otherwise. Furthermore, each of the objections contained herein is incorporated
8 by reference as though fully set forth in each response. The fact that Lambda School asserts
9 general or specific objections to a Request does not imply, nor should it be deemed or construed
10 as, a representation that such requested information exists.

11 Nothing contained herein is to be construed as a waiver of any attorney-client privilege,
12 work product doctrine, common interest privilege, or any other applicable privilege or doctrine.
13 To the extent any Request for production of documents may be construed as calling for disclosure
14 of information protected from discovery by the attorney-client privilege, the work product
15 doctrine, common interest privilege, or any other privilege or protection, a continuing objection to
16 each and every such Request for production of documents is hereby interposed.

17 **GENERAL OBJECTIONS TO REQUESTS FOR PRODUCTION**

18 Lambda School incorporates the following general objections ("General Objections"),
19 which are set forth as follows to avoid excessive duplication, into the responses to each individual
20 Request as though set forth in full therein. Lambda School does not waive any General Objection
21 in response to any Request, and its General Objections are not limited in any way by specific
22 objections and response to any Request.

23 1. Lambda School objects generally to the Requests to the extent any Request,
24 definition, or instruction attempts to impose obligations extending beyond those required or
25 authorized by the Federal Rules of Civil Procedure, the Court's Local Rules, the Court's
26 Scheduling Order, or other applicable rules or orders.

27 2. Lambda School objects generally to Labs' characterization of facts, documents,
28 theories, or conclusions in the Requests and Definitions. In Responding to the Requests, Lambda

1 School does not admit or accept Labs' characterization of facts, documents, theories, or
2 conclusions.

3 3. Lambda School objects generally to the Requests to the extent that they
4 prematurely seek expert opinions.

5 4. Lambda School objects generally to the Requests to the extent they are not relevant
6 to any party's claim or defense and not proportional to the needs of the case, considering the
7 importance of the issues at stake in the action, the amount in controversy, the parties' relative
8 access to relevant information, the parties' resources, the importance of the discovery in resolving
9 the issues, and whether the burden or expense of the proposed discovery outweighs its likely
10 benefit.

11 5. Lambda School objects generally to the Requests to the extent they are vague,
12 indefinite, ambiguous, fail to describe the information sought with the required reasonable
13 particularity, without limitation as to time, geographic location or specific subject matter, or is
14 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
15 School.

16 6. Lambda School objects generally to the Requests to the extent that they seek to
17 impose an obligation to investigate or discover information, materials, or documents from third
18 parties. Lambda School will respond for itself only and based on information within its
19 possession, custody, or control.

20 7. Lambda School objects generally to the Requests to the extent that they could be
21 construed to seek the disclosure of information, or the production of documents, covered by Rules
22 26(b)(3), Trial Preparation, Materials, and 26(b)(4), Trial Preparation, Experts, of the Federal
23 Rules of Civil Procedure, without the requisite showings.

24 8. Lambda School objects to all definitions, instructions, and Requests to the extent
25 that they purport to define words or phrases to have a meaning different from their commonly
26 understood meanings or to include more than their commonly understood definitions, including
27 without limitation, the purported definitions of "Lambda School," "You," "Your," "Relating to,"
28 "Person," "Persons," "Documents," "Communication," "Identify," "All," "Any," "And," and

1 “Or.” These definitions, instructions, and Requests are overbroad, unduly burdensome, and overly
2 complex.

3 9. Lambda School objects to the purported definitions of terms “Lambda School,”
4 “You,” and “Your,” to the extent it purports to include a boundless range of persons or entities,
5 including all “predecessors,” “subsidiaries,” and “affiliates,” and all past or present “directors,”
6 “officers,” “agents,” “representatives,” “employees,” “consultants,” “attorneys,” and “others
7 acting on its behalf” and seeks information that is not proportional to the needs of the case not
8 relevant to any party’s claim or defense. Lambda School is not in a position to reasonably discern
9 the identities of such other persons and entities of their purported connections to the named
10 Defendant, Lambda Inc. (Lambda School).

11 10. Lambda School objects to the purported definitions of the term “Relating to” to the
12 extent it is vague, ambiguous, overbroad, and therefore, unduly burdensome and oppressive, and
13 to the extent they purport to include information within the scope of the attorney-client privilege,
14 the work-product doctrine, common interest privilege, or any other applicable privilege,
15 protection, or immunity from discovery.

16 11. Lambda School objects to all Requests that include “concerning” and “regarding”
17 to the extent that they are unreasonably overbroad in scope, and thus burdensome and oppressive,
18 in that each such Request seeks information pertaining to items and matters that are not relevant to
19 the subject matter of this action, or, if relevant, so remote therefrom as to make its disclosure of
20 little or no practical benefit to Labs, while placing a wholly unwarranted burden and expense on
21 Lambda School in locating, reviewing and producing the requested information.

22 12. Lambda School objects to the purported definitions of the term “Person” and
23 “Persons,” to the extent it purports to include a boundless range of persons or entities, including
24 “corporations,” “companies,” “firms,” “partnerships,” “joint ventures,” “proprietorships,”
25 “associations,” and “governmental bodies or agencies” and seeks information that is not relevant
26 to any party’s claim or defense and not proportional to the needs of the case. Lambda School
27 further objects to this definition to the extent it is overbroad and unduly burdensome.

28 13. Lambda School objects to the purported definitions of the term “Document” and

1 “Documents,” to the extent it is vague, ambiguous, overbroad, and therefore, unduly burdensome
2 and oppressive.

3 14. Lambda School objects to the purported definitions of the term “Communication
4 and “Communications,” to the extent it is vague, ambiguous, overbroad, and therefore, unduly
5 burdensome and oppressive.

6 15. Lambda School objects to all Requests that includes “versions,” “drafts,”
7 “contracts,” and “written agreements” to the extent that they are unreasonably overbroad in scope,
8 and thus unduly burdensome and oppressive, in that each such Request seeks information
9 pertaining to items and matters that are not relevant to the subject matter of this action, or, if
10 relevant, so remote as to make its disclosure of little or no practical benefit to Lambda, while
11 placing a wholly unwarranted burden and expense on Lambda School in locating, reviewing and
12 producing the requested information.

13 16. Lambda School objects to the purported definition of the term “Identify” as vague,
14 ambiguous, and overbroad, and therefore, unduly burdensome and oppressive, and to the extent it
15 purports to include some unknown meaning purportedly derived from documents not included in
16 Labs’ Requests. Lambda School also objects to the purported definition of the term “Identify” to
17 the extent it seeks information that is not relevant to any party’s claim or defense and not
18 proportional to the needs of the case.

19 17. Lambda School also objects to the purported definition of the term “Identify” to the
20 extent it seeks documents that are subject to any protective order, privacy interest, contractual
21 obligation, or other confidentiality obligation, including with respect to the right to privacy under
22 state and federal laws.

23 18. Lambda School objects to the purported definition of the term “Date” to the extent
24 it purports to define words or phrases to have a meaning different from their commonly
25 understood meanings, including “approximate date.” The purported definition of the term “Date”
26 is vague, ambiguous, and overbroad, and therefore unduly burdensome and oppressive since both
27 Labs and Lambda School agreed that the relevant time period for these requests is January 1, 2016
28 to the present.

1 19. Lambda School objects to all definitions, instructions, and Requests to the extent
2 that they purport to define words or phrases to have a meaning different from their commonly
3 understood meanings or to include more than their commonly understood definitions, including
4 without limitation, the purported definitions of “All,” “Or,” “Any,” and “And.” These
5 instructions are overbroad, unduly burdensome, and overly complex.

6 20. Lambda School also objects to the purported definitions of the terms “All,” “Or,”
7 “Any,” and “And” to the extent they are vague, ambiguous, overbroad, and therefore, unduly
8 burdensome and oppressive, and to the extent they purport to include information within the scope
9 of the attorney-client privilege, the work-product doctrine, common interest privilege, or any other
10 applicable privilege, protection, or immunity from discovery. Lambda School interprets the terms
11 “All,” “Or,” “Any,” and “And” in accordance with its ordinary meaning.

12 21. Lambda School objects generally to the Requests to the extent that they are
13 burdensome and oppressive, in that ascertaining the information necessary to respond to them
14 would require the review and compilation of information from multiple locations, and voluminous
15 records and files, thereby involving substantial time of employees of Lambda School and great
16 expense to Lambda School, whereas the information sought to be obtained by Labs would be of
17 little use or benefit to Labs.

18 22. Lambda School objects generally to the Requests to the extent that they seek
19 information at least some of which is protected by the attorney-client privilege, the attorney work-
20 product doctrine, common interest privilege, or any other applicable privilege, protection, or
21 immunity from discovery.

22 23. Lambda School objects generally to the Requests to the extent that they seek to
23 have Lambda School furnish information that is a matter of the public record, or is equally
24 available to Labs as they are to Lambda School.

25 24. Lambda School objects to each Request, definition and instruction as unduly
26 burdensome to the extent it calls for Lambda School to collect, review, or produce documents or
27 electronically stored information that is not reasonably accessible under the Federal Rules of Civil
28 Procedure, including without limitation, audio recordings, ephemeral data, mobile device data,

1 instant messaging, archives, or information on back-up tapes.

2 25. Lambda further objects to the extent that these requests for production purport
3 Lambda to provide information absent an appropriate order governing discovery of electronically
4 stored information (ESI). Lambda will produce documents as indicated below within a reasonable
5 time after an ESI procedure is entered by the Court.

6 Lambda School expressly incorporates each of the foregoing General Objections into each
7 specific response to the Requests below as if set forth in full therein. An answer to a Request is
8 not intended to be a waiver of any applicable specific or general objection to such Request.

9 Without waiver of the foregoing, Lambda School further responds as follows:

10 **RESPONSES TO REQUESTS FOR PRODUCTION**

11 **REQUEST FOR PRODUCTION NO. 55:**

12 All documents and communications relating to the Business Insider article titled “Lambda
13 School is Silicon Valley’s big bet on reinventing education and making student debt obsolete. But
14 students say it’s a ‘cult’ and they would have been better off learning on their own,” dated October
15 11, 2019. See [https://www.businessinsider.com/lambda-school-coding-bootcamp-y-combinator-](https://www.businessinsider.com/lambda-school-coding-bootcamp-y-combinator-cult-2019-10)
16 [cult-2019-10](https://www.businessinsider.com/lambda-school-coding-bootcamp-y-combinator-cult-2019-10).

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 55:**

18 Lambda School incorporates by reference its general objections above as if fully set forth
19 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
20 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
21 terms “All,” “documents,” “communications,” and “relating to” as they are vague, indefinite,
22 ambiguous, and fails to describe the information sought with the required reasonable particularity,
23 without limitation to specific subject matter, and is calculated, or would operate to annoy,
24 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
25 to this Request to the extent it seeks information that is not relevant to any party’s claim or
26 defense and not proportional to the needs of the case, considering the importance of the issues at
27 stake in the action, the amount in controversy, the parties’ relative access to relevant information,
28 the parties’ resources, the importance of the discovery in resolving the issues, and whether the

1 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
2 similarly objects to this Request to the extent that it seeks information that is not within the
3 possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to
4 Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public
5 record. Lambda School also objects to this Request to the extent that it is irrelevant to the
6 allegations set forth in Plaintiff's Amended Complaint since it did not allege trademark dilution or
7 tarnishment. To the contrary, Plaintiff's only allegation that could be remotely relevant is its
8 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
9 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
10 available or information within Lab's possession, custody or control, not discovery on underlying
11 documents concerning articles Lambda School did not author or internal or other types of non-
12 public information about the article. Lambda School further objects to this Request to the extent
13 that it seeks information that is protected by the attorney-client privilege, the attorney work-
14 product doctrine, common interest privilege, or any other applicable privilege, protection, or
15 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
16 documents that are subject to a right to privacy under state and federal laws.

17 **REQUEST FOR PRODUCTION NO. 56:**

18 All documents and communications relating to the Information article titled "Lambda
19 School's Growing Pains: Big Buzz, Student Complaints," dated January 23, 2020. *See*
20 [https://www.theinformation.com/articles/lambda-schools-growing-pains-big-buzz-student-](https://www.theinformation.com/articles/lambda-schools-growing-pains-big-buzz-student-complaints)
21 [complaints.](https://www.theinformation.com/articles/lambda-schools-growing-pains-big-buzz-student-complaints)

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 56:**

23 Lambda School incorporates by reference its general objections above as if fully set forth
24 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
25 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
26 terms "All," "documents," "communications," and "relating to" as they are vague, indefinite,
27 ambiguous, and fails to describe the information sought with the required reasonable particularity,
28 without limitation to specific subject matter, and is calculated, or would operate to annoy,

embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party's claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties' relative access to relevant information, the parties' resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public record. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint since it did not allege trademark dilution or tarnishment. To the contrary, Plaintiff's only allegation that could be remotely relevant is its alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly available or information within Lab's possession, custody or control, not discovery on underlying documents concerning articles Lambda School did not author or internal or other types of non-public information about the article. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy under state and federal laws.

REQUEST FOR PRODUCTION NO. 57:

All documents and communications relating to the Verge article titled "The High Cost of A Free Coding Bootcamp," dated February 11, 2020. *See* <https://www.theverge.com/2020/2/11/21131848/lambda-school-codingbootcamp-isa-tuition-cost-free>.

RESPONSE TO REQUEST FOR PRODUCTION NO. 57:

Lambda School incorporates by reference its general objections above as if fully set forth

1 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
2 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
3 terms “All,” “documents,” “communications,” and “relating to” as they are vague, indefinite,
4 ambiguous, and fails to describe the information sought with the required reasonable particularity,
5 without limitation to specific subject matter, and is calculated, or would operate to annoy,
6 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
7 to this Request to the extent it seeks information that is not relevant to any party’s claim or
8 defense and not proportional to the needs of the case, considering the importance of the issues at
9 stake in the action, the amount in controversy, the parties’ relative access to relevant information,
10 the parties’ resources, the importance of the discovery in resolving the issues, and whether the
11 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
12 similarly objects to this Request to the extent that it seeks information that is not within the
13 possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to
14 Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public
15 record. Lambda School also objects to this Request to the extent that it is irrelevant to the
16 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
17 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its
18 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
19 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
20 available or information within Lab’s possession, custody or control, not discovery on underlying
21 documents concerning articles Lambda School did not author or internal or other types of non-
22 public information about the article. Lambda School further objects to this Request to the extent
23 that it seeks information that is protected by the attorney-client privilege, the attorney work-
24 product doctrine, common interest privilege, or any other applicable privilege, protection, or
25 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
26 documents that are subject to a right to privacy under state and federal laws.

27 **REQUEST FOR PRODUCTION NO. 58:**

28 All documents and communications relating to the Business Insider article titled “Lambda

1 School, a buzzy online coding bootcamp backed by big Silicon Valley names, could be placing far
 2 fewer graduates in jobs than it says,” dated February 19, 2020. *See*
 3 <https://www.businessinsider.com/lambda-school-graduation-placement-rate-2020-2>.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 58:**

5 Lambda School incorporates by reference its general objections above as if fully set forth
 6 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 7 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 8 terms “All,” “documents,” “communications,” and “relating to” as they are vague, indefinite,
 9 ambiguous, and fails to describe the information sought with the required reasonable particularity,
 10 without limitation to specific subject matter, and is calculated, or would operate to annoy,
 11 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
 12 to this Request to the extent it seeks information that is not relevant to any party’s claim or
 13 defense and not proportional to the needs of the case, considering the importance of the issues at
 14 stake in the action, the amount in controversy, the parties’ relative access to relevant information,
 15 the parties’ resources, the importance of the discovery in resolving the issues, and whether the
 16 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
 17 similarly objects to this Request to the extent that it seeks information that is not within the
 18 possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to
 19 Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public
 20 record. Lambda School also objects to this Request to the extent that it is irrelevant to the
 21 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
 22 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its
 23 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
 24 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
 25 available or information within Lab’s possession, custody or control, not discovery on underlying
 26 documents concerning articles Lambda School did not author or internal or other types of non-
 27 public information about the article. Lambda School further objects to this Request to the extent
 28 that it seeks information that is protected by the attorney-client privilege, the attorney work-

1 product doctrine, common interest privilege, or any other applicable privilege, protection, or
2 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
3 documents that are subject to a right to privacy under state and federal laws.

4 **REQUEST FOR PRODUCTION NO. 59:**

5 All documents and communications relating to the New York Magazine article titled
6 “Lambda School’s Misleading Promises,” dated February 19, 2020. *See*
7 [https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-than-](https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-than-claimed.html)
8 [claimed.html](https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-than-claimed.html).

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 59:**

10 Lambda School incorporates by reference its general objections above as if fully set forth
11 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
12 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
13 terms “All,” “documents,” “communications,” and “relating to” as they are vague, indefinite,
14 ambiguous, and fails to describe the information sought with the required reasonable particularity,
15 without limitation to specific subject matter, and is calculated, or would operate to annoy,
16 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
17 to this Request to the extent it seeks information that is not relevant to any party’s claim or
18 defense and not proportional to the needs of the case, considering the importance of the issues at
19 stake in the action, the amount in controversy, the parties’ relative access to relevant information,
20 the parties’ resources, the importance of the discovery in resolving the issues, and whether the
21 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
22 similarly objects to this Request to the extent that it seeks information that is not within the
23 possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to
24 Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public
25 record. Lambda School also objects to this Request to the extent that it is irrelevant to the
26 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
27 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its
28 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and

1 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
2 available or information within Lab's possession, custody or control, not discovery on underlying
3 documents concerning articles Lambda School did not author or internal or other types of non-
4 public information about the article. Lambda School further objects to this Request to the extent
5 that it seeks information that is protected by the attorney-client privilege, the attorney work-
6 product doctrine, common interest privilege, or any other applicable privilege, protection, or
7 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
8 documents that are subject to a right to privacy under state and federal laws.

9 **REQUEST FOR PRODUCTION NO. 60:**

10 All documents and communications relating to the interview of Austen Allred referenced
11 in the New York Magazine article "Lambda School's Misleading Promises," dated February 19,
12 2020. See [https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-](https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-than-claimed.html)
13 [than-claimed.html](https://nymag.com/intelligencer/2020/02/lambda-schools-job-placement-rate-is-lower-than-claimed.html).

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 60:**

15 Lambda School incorporates by reference its general objections above as if fully set forth
16 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
17 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
18 terms "All," "documents," "communications," "interview," and "relating to" as they are vague,
19 indefinite, ambiguous, and fails to describe the information sought with the required reasonable
20 particularity, without limitation to specific subject matter, and is calculated, or would operate to
21 annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further
22 objects to this Request to the extent it seeks information that is not relevant to any party's claim or
23 defense and not proportional to the needs of the case, considering the importance of the issues at
24 stake in the action, the amount in controversy, the parties' relative access to relevant information,
25 the parties' resources, the importance of the discovery in resolving the issues, and whether the
26 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
27 similarly objects to this Request to the extent that it seeks information that is not within the
28 possession, custody, or control of Lambda School, that is as easily available to Plaintiff as to

1 Lambda School, that is already known to Plaintiff or within its possession, or is a matter of public
2 record. Lambda School also objects to this Request to the extent that it is irrelevant to the
3 allegations set forth in Plaintiff's Amended Complaint since it did not allege trademark dilution or
4 tarnishment. To the contrary, Plaintiff's only allegation that could be remotely relevant is its
5 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
6 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
7 available or information within Lab's possession, custody or control, not discovery on underlying
8 documents concerning articles Lambda School did not author or internal or other types of non-
9 public information about the article. Lambda School further objects to this Request to the extent
10 that it seeks information that is protected by the attorney-client privilege, the attorney work-
11 product doctrine, common interest privilege, or any other applicable privilege, protection, or
12 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
13 documents that are subject to a right to privacy under state and federal laws.

14 **REQUEST FOR PRODUCTION NO. 61:**

15 All versions, including drafts, of the May 2019 investment memorandum titled "Human
16 Capital: The Last Unoptimized Asset Class."

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 61:**

18 Lambda School incorporates by reference its general objections above as if fully set forth
19 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
20 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
21 terms "All," "versions," "drafts," and "May 2019 investment memorandum" as they are vague,
22 indefinite, ambiguous, and fail to describe the information sought with the required reasonable
23 particularity, without limitation to specific subject matter, and is calculated, or would operate to
24 annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further
25 objects to this Request to the extent it seeks information that is not relevant to any party's claim or
26 defense and not proportional to the needs of the case, considering the importance of the issues at
27 stake in the action, the amount in controversy, the parties' relative access to relevant information,
28 the parties' resources, the importance of the discovery in resolving the issues, and whether the

1 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School also
2 objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's
3 Amended Complaint since it did not allege trademark dilution or tarnishment. To the contrary,
4 Plaintiff's only allegation that could be remotely relevant is its alleged loss of goodwill damages
5 claim. Yet even that claim does not warrant such intrusive and overbroad discovery, since the
6 scope of damage to goodwill discovery is tied to information not within Lambda School's
7 possession, custody or control. Lambda School further objects to this Request to the extent that it
8 seeks information that is protected by the attorney-client privilege, the attorney work-product
9 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
10 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
11 are subject to a right to privacy under state and federal laws.

12 **REQUEST FOR PRODUCTION NO. 62:**

13 All documents and communications concerning the May 2019 investment memorandum
14 titled "Human Capital: The Last Unoptimized Asset Class."

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 62:**

16 Lambda School incorporates by reference its general objections above as if fully set forth
17 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
18 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
19 terms "All," "documents," "communications," "May 2019 investment memorandum," and
20 "concerning" as they are vague, indefinite, ambiguous, and fails to describe the information sought
21 with the required reasonable particularity, without limitation to specific subject matter, and is
22 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
23 School. Lambda School further objects to this Request to the extent it seeks information that is
24 not relevant to any party's claim or defense and not proportional to the needs of the case,
25 considering the importance of the issues at stake in the action, the amount in controversy, the
26 parties' relative access to relevant information, the parties' resources, the importance of the
27 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
28 outweighs its likely benefit. Lambda School also objects to this Request to the extent that it is

irrelevant to the allegations set forth in Plaintiff's Amended Complaint since it did not allege trademark dilution or tarnishment. To the contrary, Plaintiff's only allegation that could be remotely relevant is its alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and overbroad discovery, since the scope of damage to goodwill discovery is tied to information not within Lambda School's possession, custody or control. Lambda School also objects to this Request as to the extent it is unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff's Request for Production No. 61. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy under state and federal laws.

REQUEST FOR PRODUCTION NO. 63:

All documents and communications concerning any arrangements between Lambda School and investors relating to income sharing agreements.

RESPONSE TO REQUEST FOR PRODUCTION NO. 63:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms "All," "documents," "communications," "concerning," "any," "arrangements," "relating to," "investors," and "income sharing agreements," as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party's claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties' relative access to relevant information, the parties' resources, the importance of the discovery in resolving the issues, and whether the burden or

1 expense of the proposed discovery outweighs its likely benefit. Lambda School also objects to
2 this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended
3 Complaint. Lambda School has already produced form agreements in response to a previous
4 request, bearing bates numbers LS 00000001 - 116, which is arguably the only relevant subject
5 matter. Lambda School further objects to this Request to the extent that it seeks information that
6 is protected by the attorney-client privilege, the attorney work-product doctrine, common interest
7 privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda
8 School also objects to this Request to the extent it seeks documents that are subject to a right to
9 privacy or confidentiality under state and federal laws or contract.

10 **REQUEST FOR PRODUCTION NO. 64:**

11 All contracts or written agreements between Lambda School and investors relating to
12 income sharing agreements.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 64:**

14 Lambda School incorporates by reference its general objections above as if fully set forth
15 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
16 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
17 terms "All," "contracts," "written agreements," "relating to," "investors," and "income sharing
18 agreement," as they are vague, indefinite, ambiguous, and fails to describe the information sought
19 with the required reasonable particularity, without limitation to specific subject matter, and is
20 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
21 School. Lambda School further objects to this Request to the extent it seeks information that is
22 not relevant to any party's claim or defense and not proportional to the needs of the case,
23 considering the importance of the issues at stake in the action, the amount in controversy, the
24 parties' relative access to relevant information, the parties' resources, the importance of the
25 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
26 outweighs its likely benefit. Lambda School also objects to this Request to the extent that it is
27 irrelevant to the allegations set forth in Plaintiff's Amended Complaint. Lambda School has
28 already produced form agreements in response to a previous request, bearing bates numbers LS

00000001 - 116, which is arguably the only relevant subject matter. Lambda School also objects to this Request to the extent it is unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff's Request for Production No. 63. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 65:

All communications with Edly.

RESPONSE TO REQUEST FOR PRODUCTION NO. 65:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms "All," "communications," and "Edly," as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party's claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties' relative access to relevant information, the parties' resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to

1 privacy or confidentiality under state and federal laws or contract.

2 **REQUEST FOR PRODUCTION NO. 66:**

3 All documents and communications concerning feedback or complaints from Lambda
4 School employees, Team Leads, or contractors regarding Lambda School.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 66:**

6 Lambda School incorporates by reference its general objections above as if fully set forth
7 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
8 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
9 terms “All,” “documents,” “communications,” “concerning,” “feedback,” “complaints,” “Team
10 Leads,” “contractors,” and “regarding,” as they are vague, indefinite, ambiguous, and fails to
11 describe the information sought with the required reasonable particularity, without limitation to
12 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
13 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
14 extent it seeks information that is not relevant to any party’s claim or defense and not proportional
15 to the needs of the case, considering the importance of the issues at stake in the action, the amount
16 in controversy, the parties’ relative access to relevant information, the parties’ resources, the
17 importance of the discovery in resolving the issues, and whether the burden or expense of the
18 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
19 to the extent that it seeks information that is not within the possession, custody, or control of
20 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
21 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
22 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its
23 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
24 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
25 available or information within Lab’s possession, custody or control not discovery on internal
26 “feedback” and “complaints”. Lambda School further objects to this Request to the extent that it
27 seeks information that is protected by the attorney-client privilege, the attorney work-product
28 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity

1 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
2 are subject to a right to privacy or confidentiality under state and federal laws or contract.

3 **REQUEST FOR PRODUCTION NO. 67:**

4 All documents and communications concerning feedback or complaints from students or
5 graduates regarding Lambda School.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 67:**

7 Lambda School incorporates by reference its general objections above as if fully set forth
8 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
9 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
10 terms “All,” “documents,” “students,” “communications,” “concerning,” “feedback,”
11 “complaints,” and “regarding,” as they are vague, indefinite, ambiguous, and fails to describe the
12 information sought with the required reasonable particularity, without limitation to specific subject
13 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
14 to Lambda School. Lambda School further objects to this Request to the extent it seeks
15 information that is not relevant to any party’s claim or defense and not proportional to the needs of
16 the case, considering the importance of the issues at stake in the action, the amount in controversy,
17 the parties’ relative access to relevant information, the parties’ resources, the importance of the
18 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
19 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
20 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
21 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
22 Plaintiff’s Amended Complaint since it did not allege trademark dilution or tarnishment. To the
23 contrary, Plaintiff’s only allegation that could be remotely relevant is its alleged loss of goodwill
24 damages claim. Yet even that claim does not warrant such intrusive and overbroad discovery,
25 since the scope of damage to goodwill discovery is tied to what is publicly available or
26 information within Lab’s possession, custody or control not discovery on internal “feedback” and
27 “complaints”. Lambda School further objects to this Request to the extent that it seeks information
28 that is protected by the attorney-client privilege, the attorney work-product doctrine, common

1 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
2 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
3 right to privacy or confidentiality under state and federal laws or contract.

4 **REQUEST FOR PRODUCTION NO. 68:**

5 All documents and communications relating to any students who have withdrawn from
6 Lambda School and their reasons for doing so.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 68:**

8 Lambda School incorporates by reference its general objections above as if fully set forth
9 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
10 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
11 terms “All,” “documents,” “communications,” “students,” “relating,” “any,” “withdrawn,” and
12 “reasons for doing so,” as they are vague, indefinite, ambiguous, and fails to describe the
13 information sought with the required reasonable particularity, without limitation to specific subject
14 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
15 to Lambda School. Lambda School further objects to this Request to the extent it seeks
16 information that is not relevant to any party’s claim or defense and not proportional to the needs of
17 the case, considering the importance of the issues at stake in the action, the amount in controversy,
18 the parties’ relative access to relevant information, the parties’ resources, the importance of the
19 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
20 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
21 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
22 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
23 Plaintiff’s Amended Complaint since it did not allege trademark dilution or tarnishment. To the
24 contrary, Plaintiff’s only allegation that could be remotely relevant is its alleged loss of goodwill
25 damages claim. Yet even that claim does not warrant such intrusive and overbroad discovery,
26 since the scope of damage to goodwill discovery is tied to what is publicly available or
27 information within Lab’s possession, custody or control not discovery on internal Lambda School
28 “documents” or “communications”. Lambda School further objects to this Request to the extent

1 that it seeks information that is protected by the attorney-client privilege, the attorney work-
2 product doctrine, common interest privilege, or any other applicable privilege, protection, or
3 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
4 documents that are subject to a right to privacy or confidentiality under state and federal laws or
5 contract.

6 **REQUEST FOR PRODUCTION NO. 69:**

7 All documents and communications concerning the Twitter account @LambdaScam.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 69:**

9 Lambda School incorporates by reference its general objections above as if fully set forth
10 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
11 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
12 terms “All,” “documents,” “communications,” “@LambdaScam,” and “concerning” as they are
13 vague, indefinite, ambiguous, and fails to describe the information sought with the required
14 reasonable particularity, without limitation to specific subject matter, and is calculated, or would
15 operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
16 School further objects to this Request to the extent it seeks information that is not relevant to any
17 party’s claim or defense and not proportional to the needs of the case, considering the importance
18 of the issues at stake in the action, the amount in controversy, the parties’ relative access to
19 relevant information, the parties’ resources, the importance of the discovery in resolving the
20 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
21 Lambda School similarly objects to this Request to the extent that it seeks information that is not
22 within the possession, custody, or control of Lambda School, that is as easily available to Plaintiff
23 as to Lambda School, that is already known to Plaintiff or within its possession, or is a matter of
24 public record. Lambda School also objects to this Request to the extent that it is irrelevant to the
25 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
26 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its
27 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
28 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly

1 available or information within Lab’s possession, custody or control not discovery on underlying
 2 information about a Twitter account Lambda School does not control. Lambda School further
 3 objects to this Request to the extent that it seeks information that is protected by the attorney-
 4 client privilege, the attorney work-product doctrine, common interest privilege, or any other
 5 applicable privilege, protection, or immunity from discovery. Lambda School also objects to this
 6 Request to the extent it seeks documents that are subject to a right to privacy or confidentiality
 7 under state and federal laws or contract.

8 **REQUEST FOR PRODUCTION NO. 70:**

9 All documents and communications concerning any requests by students to cancel their
 10 income sharing agreements.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 70:**

12 Lambda School incorporates by reference its general objections above as if fully set forth
 13 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 14 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 15 terms “All,” “documents,” “communications,” “concerning,” “any,” “requests,” “students,”
 16 “cancel,” and “income sharing agreements,” as they are vague, indefinite, ambiguous, and fails to
 17 describe the information sought with the required reasonable particularity, without limitation to
 18 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
 19 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
 20 extent it seeks information that is not relevant to any party’s claim or defense and not proportional
 21 to the needs of the case, considering the importance of the issues at stake in the action, the amount
 22 in controversy, the parties’ relative access to relevant information, the parties’ resources, the
 23 importance of the discovery in resolving the issues, and whether the burden or expense of the
 24 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
 25 to the extent that it seeks information that is not within the possession, custody, or control of
 26 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
 27 allegations set forth in Plaintiff’s Amended Complaint since it did not allege trademark dilution or
 28 tarnishment. To the contrary, Plaintiff’s only allegation that could be remotely relevant is its

1 alleged loss of goodwill damages claim. Yet even that claim does not warrant such intrusive and
 2 overbroad discovery, since the scope of damage to goodwill discovery is tied to what is publicly
 3 available or information within Lab's possession, custody or control not discovery on internal
 4 Lambda School "communications". Lambda School further objects to this Request to the extent
 5 that it seeks information that is protected by the attorney-client privilege, the attorney work-
 6 product doctrine, common interest privilege, or any other applicable privilege, protection, or
 7 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
 8 documents that are subject to a right to privacy or confidentiality under state and federal laws or
 9 contract.

10 **REQUEST FOR PRODUCTION NO. 71:**

11 All documents and communications concerning any efforts by Lambda School students to
 12 organize.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 71:**

14 Lambda School incorporates by reference its general objections above as if fully set forth
 15 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 16 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 17 terms "All," "documents," "communications," "concerning," "any," "efforts" "students," and
 18 "organize," as they are vague, indefinite, ambiguous, and fails to describe the information sought
 19 with the required reasonable particularity, without limitation to specific subject matter, and is
 20 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 21 School. Lambda School further objects to this Request to the extent it seeks information that is
 22 not relevant to any party's claim or defense and not proportional to the needs of the case,
 23 considering the importance of the issues at stake in the action, the amount in controversy, the
 24 parties' relative access to relevant information, the parties' resources, the importance of the
 25 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 26 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 27 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 28 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in

1 Plaintiff's Amended Complaint. Lambda School further objects to this Request to the extent that
 2 it seeks information that is protected by the attorney-client privilege, the attorney work-product
 3 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 4 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 5 are subject to a right to privacy or confidentiality under state and federal laws or contract.

6 **REQUEST FOR PRODUCTION NO. 72:**

7 All documents and communications concerning Bethany Surber.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 72:**

9 Lambda School incorporates by reference its general objections above as if fully set forth
 10 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 11 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 12 terms "All," "documents," "communications," "Bethany Surber," and "concerning," as they are
 13 vague, indefinite, ambiguous, and fails to describe the information sought with the required
 14 reasonable particularity, without limitation to specific subject matter, and is calculated, or would
 15 operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
 16 School further objects to this Request to the extent it seeks information that is not relevant to any
 17 party's claim or defense and not proportional to the needs of the case, considering the importance
 18 of the issues at stake in the action, the amount in controversy, the parties' relative access to
 19 relevant information, the parties' resources, the importance of the discovery in resolving the
 20 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
 21 Lambda School similarly objects to this Request to the extent that it seeks information that is not
 22 within the possession, custody, or control of Lambda School. Lambda School also objects to this
 23 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended
 24 Complaint. Lambda School further objects to this Request to the extent that it seeks information
 25 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
 26 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
 27 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
 28 right to privacy or confidentiality under state and federal laws or contract.

1 **REQUEST FOR PRODUCTION NO. 73:**

2 All documents and communications concerning Tyler Nishida.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 73:**

4 Lambda School incorporates by reference its general objections above as if fully set forth
5 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
6 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
7 terms “All,” “documents,” “communications,” “Tyler Nishida,” and “concerning,” as they are
8 vague, indefinite, ambiguous, and fails to describe the information sought with the required
9 reasonable particularity, without limitation to specific subject matter, and is calculated, or would
10 operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
11 School further objects to this Request to the extent it seeks information that is not relevant to any
12 party’s claim or defense and not proportional to the needs of the case, considering the importance
13 of the issues at stake in the action, the amount in controversy, the parties’ relative access to
14 relevant information, the parties’ resources, the importance of the discovery in resolving the
15 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
16 Lambda School similarly objects to this Request to the extent that it seeks information that is not
17 within the possession, custody, or control of Lambda School. Lambda School also objects to this
18 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended
19 Complaint. Lambda School further objects to this Request to the extent that it seeks information
20 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
21 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
22 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
23 right to privacy or confidentiality under state and federal laws or contract.

24 **REQUEST FOR PRODUCTION NO. 74:**

25 All documents and communications concerning Antonio Melendez.

26 **RESPONSE TO REQUEST FOR PRODUCTION NO. 74:**

27 Lambda School incorporates by reference its general objections above as if fully set forth
28 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,

1 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 2 terms “All,” “documents,” “communications,” “Antonio Melendez,” and “concerning,” as they
 3 are vague, indefinite, ambiguous, and fails to describe the information sought with the required
 4 reasonable particularity, without limitation to specific subject matter, and is calculated, or would
 5 operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
 6 School further objects to this Request to the extent it seeks information that is not relevant to any
 7 party’s claim or defense and not proportional to the needs of the case, considering the importance
 8 of the issues at stake in the action, the amount in controversy, the parties’ relative access to
 9 relevant information, the parties’ resources, the importance of the discovery in resolving the
 10 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
 11 Lambda School similarly objects to this Request to the extent that it seeks information that is not
 12 within the possession, custody, or control of Lambda School. Lambda School also objects to this
 13 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended
 14 Complaint. Lambda School further objects to this Request to the extent that it seeks information
 15 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
 16 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
 17 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
 18 right to privacy or confidentiality under state and federal laws or contract.

19 **REQUEST FOR PRODUCTION NO. 75:**

20 All documents and communications concerning Lambda School’s accreditation status or
 21 lack thereof.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 75:**

23 Lambda School incorporates by reference its general objections above as if fully set forth
 24 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 25 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 26 terms “All,” “documents,” “communications,” “accreditation status,” “or lack thereof,” and
 27 “concerning,” as they are vague, indefinite, ambiguous, and fails to describe the information
 28 sought with the required reasonable particularity, without limitation to specific subject matter, and

1 is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 2 School. Lambda School further objects to this Request to the extent it seeks information that is
 3 not relevant to any party's claim or defense and not proportional to the needs of the case,
 4 considering the importance of the issues at stake in the action, the amount in controversy, the
 5 parties' relative access to relevant information, the parties' resources, the importance of the
 6 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 7 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 8 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 9 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 10 Plaintiff's Amended Complaint. Lambda School further objects to this Request to the extent that it
 11 seeks information that is protected by the attorney-client privilege, the attorney work-product
 12 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 13 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 14 are subject to a right to privacy or confidentiality under state and federal laws or contract.

15 **REQUEST FOR PRODUCTION NO. 76:**

16 All communications with the California Bureau for Private Postsecondary Education
 17 ("BPPE").

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 76:**

19 Lambda School incorporates by reference its general objections above as if fully set forth
 20 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 21 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 22 terms "All," "communications," and "California Bureau for Private Postsecondary Education
 23 ('BPPE')," as they are vague, indefinite, ambiguous, and fails to describe the information sought
 24 with the required reasonable particularity, without limitation to specific subject matter, and is
 25 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 26 School. Lambda School further objects to this Request to the extent it seeks information that is
 27 not relevant to any party's claim or defense and not proportional to the needs of the case,
 28 considering the importance of the issues at stake in the action, the amount in controversy, the

1 parties' relative access to relevant information, the parties' resources, the importance of the
2 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
3 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
4 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
5 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
6 Plaintiff's Amended Complaint. Lambda School further objects to this Request to the extent that it
7 seeks information that is protected by the attorney-client privilege, the attorney work-product
8 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
9 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
10 are subject to a right to privacy or confidentiality under state and federal laws or contract.

11 **REQUEST FOR PRODUCTION NO. 77:**

12 All documents and communications concerning any audits, potential audits, or requests to
13 audit Lambda School concerning its student outcome or employment statistics.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 77:**

15 Lambda School incorporates by reference its general objections above as if fully set forth
16 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
17 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
18 terms "All," "documents," "communications," "concerning," "any," "audits," "potential audits,"
19 "requests to audit," "student outcome," and "employment statistics," as they are vague, indefinite,
20 ambiguous, and fails to describe the information sought with the required reasonable particularity,
21 without limitation to specific subject matter, and is calculated, or would operate to annoy,
22 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
23 to this Request to the extent it seeks information that is not relevant to any party's claim or
24 defense and not proportional to the needs of the case, considering the importance of the issues at
25 stake in the action, the amount in controversy, the parties' relative access to relevant information,
26 the parties' resources, the importance of the discovery in resolving the issues, and whether the
27 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
28 similarly objects to this Request to the extent that it seeks information that is not within the

1 possession, custody, or control of Lambda School. Lambda School also objects to this Request to
 2 the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint.
 3 Lambda School further objects to this Request to the extent that it seeks information that is
 4 protected by the attorney-client privilege, the attorney work-product doctrine, common interest
 5 privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda
 6 School also objects to this Request to the extent it seeks documents that are subject to a right to
 7 privacy or confidentiality under state and federal laws or contract.

8 **REQUEST FOR PRODUCTION NO. 78:**

9 All communications with the Council on Integrity in Results Reporting ("CIRR").

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 78:**

11 Lambda School incorporates by reference its general objections above as if fully set forth
 12 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 13 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 14 terms "All," "communications," and "the Council on Integrity in Results Reporting ('CIRR')," as
 15 they are vague, indefinite, ambiguous, and fails to describe the information sought with the
 16 required reasonable particularity, without limitation to specific subject matter, and is calculated, or
 17 would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
 18 School further objects to this Request to the extent it seeks information that is not relevant to any
 19 party's claim or defense and not proportional to the needs of the case, considering the importance
 20 of the issues at stake in the action, the amount in controversy, the parties' relative access to
 21 relevant information, the parties' resources, the importance of the discovery in resolving the
 22 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
 23 Lambda School similarly objects to this Request to the extent that it seeks information that is not
 24 within the possession, custody, or control of Lambda School. Lambda School also objects to this
 25 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended
 26 Complaint. Lambda School further objects to this Request to the extent that it seeks information
 27 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
 28 interest privilege, or any other applicable privilege, protection, or immunity from discovery.

1 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
 2 right to privacy or confidentiality under state and federal laws or contract.

3 **REQUEST FOR PRODUCTION NO. 79:**

4 All versions, including drafts, of any reports or information submitted to the Council on
 5 Integrity in Results Reporting.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 79:**

7 Lambda School incorporates by reference its general objections above as if fully set forth
 8 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 9 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 10 terms “All,” “versions,” “drafts,” “any,” “reports,” “information,” and “the Council on Integrity
 11 in Results Reporting,” as they are vague, indefinite, ambiguous, and fails to describe the
 12 information sought with the required reasonable particularity, without limitation to specific subject
 13 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
 14 to Lambda School. Lambda School further objects to this Request to the extent it seeks
 15 information that is not relevant to any party’s claim or defense and not proportional to the needs of
 16 the case, considering the importance of the issues at stake in the action, the amount in controversy,
 17 the parties’ relative access to relevant information, the parties’ resources, the importance of the
 18 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 19 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 20 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 21 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 22 Plaintiff’s Amended Complaint. Lambda School also objects to this Request to the extent it is
 23 unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff’s Request
 24 for Production No. 78. Lambda School further objects to this Request to the extent that it seeks
 25 information that is protected by the attorney-client privilege, the attorney work-product doctrine,
 26 common interest privilege, or any other applicable privilege, protection, or immunity from
 27 discovery. Lambda School also objects to this Request to the extent it seeks documents that are
 28 subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 80:

All documents and communications concerning Lambda School's decision to cease participation in the Council on Integrity in Results Reporting's reporting system.

RESPONSE TO REQUEST FOR PRODUCTION NO. 80:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms "All," "documents," "communications," "concerning," "decision to cease participation," and "the Council on Integrity in Results Reporting's reporting system," as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party's claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties' relative access to relevant information, the parties' resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 81:

Documents sufficient to identify all employers of Lambda School graduates or former students.

RESPONSE TO REQUEST FOR PRODUCTION NO. 81:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms “Documents,” “identify,” “all,” “employers,” “graduates,” and “former students,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party’s claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties’ relative access to relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 82:

All documents and communications concerning “hiring partnerships,” as that term is used in the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020, with employers or potential employers of Lambda School students or graduates.

RESPONSE TO REQUEST FOR PRODUCTION NO. 82:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,

1 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
2 terms “All,” “documents,” “communications,” “concerning,” “hiring partnerships,” “Lambda
3 School Outcomes Report, H1 2019 Cohorts, Released Q1 2020,” “employers,” “potential
4 employers,” “students,” and “graduates,” as they are vague, indefinite, ambiguous, and fails to
5 describe the information sought with the required reasonable particularity, without limitation to
6 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
7 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
8 extent it seeks information that is not relevant to any party’s claim or defense and not proportional
9 to the needs of the case, considering the importance of the issues at stake in the action, the amount
10 in controversy, the parties’ relative access to relevant information, the parties’ resources, the
11 importance of the discovery in resolving the issues, and whether the burden or expense of the
12 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
13 to the extent that it seeks information that is not within the possession, custody, or control of
14 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
15 allegations set forth in Plaintiff’s Amended Complaint. Lambda School further objects to this
16 Request to the extent that it seeks information that is protected by the attorney-client privilege, the
17 attorney work-product doctrine, common interest privilege, or any other applicable privilege,
18 protection, or immunity from discovery. Lambda School also objects to this Request to the extent
19 it seeks documents that are subject to a right to privacy or confidentiality under state and federal
20 laws or contract.

21 **REQUEST FOR PRODUCTION NO. 83:**

22 All communications with all entities with which Lambda School has a hiring partnership or
23 has pursued a potential hiring partnership.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 83:**

25 Lambda School incorporates by reference its general objections above as if fully set forth
26 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
27 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
28 terms “All,” “communications,” “entities,” “a hiring partnership,” “has pursued,” and “a potential

1 hiring partnership,” as they are vague, indefinite, ambiguous, and fails to describe the information
 2 sought with the required reasonable particularity, without limitation to specific subject matter, and
 3 is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 4 School. Lambda School further objects to this Request to the extent it seeks information that is
 5 not relevant to any party’s claim or defense and not proportional to the needs of the case,
 6 considering the importance of the issues at stake in the action, the amount in controversy, the
 7 parties’ relative access to relevant information, the parties’ resources, the importance of the
 8 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 9 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 10 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 11 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 12 Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it
 13 seeks information that is protected by the attorney-client privilege, the attorney work-product
 14 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 15 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 16 are subject to a right to privacy or confidentiality under state and federal laws or contract.

17 **REQUEST FOR PRODUCTION NO. 84:**

18 All documents and communications concerning any representations by Lambda School
 19 regarding its student outcome or employment statistics.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 84:**

21 Lambda School incorporates by reference its general objections above as if fully set forth
 22 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 23 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 24 terms “All,” “documents,” “communications,” “concerning,” “any,” “representations,”
 25 “regarding,” “student outcome,” and “employment statistics,” as they are vague, indefinite,
 26 ambiguous, and fails to describe the information sought with the required reasonable particularity,
 27 without limitation to specific subject matter, and is calculated, or would operate to annoy,
 28 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects

1 to this Request to the extent it seeks information that is not relevant to any party's claim or
 2 defense and not proportional to the needs of the case, considering the importance of the issues at
 3 stake in the action, the amount in controversy, the parties' relative access to relevant information,
 4 the parties' resources, the importance of the discovery in resolving the issues, and whether the
 5 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
 6 similarly objects to this Request to the extent that it seeks information that is not within the
 7 possession, custody, or control of Lambda School. Lambda School also objects to this Request to
 8 the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint.
 9 Lambda School further objects to this Request to the extent that it seeks information that is
 10 protected by the attorney-client privilege, the attorney work-product doctrine, common interest
 11 privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda
 12 School also objects to this Request to the extent it seeks documents that are subject to a right to
 13 privacy or confidentiality under state and federal laws or contract.

14 **REQUEST FOR PRODUCTION NO. 85:**

15 All documents and communications concerning the calculation of Lambda School's
 16 student outcome or employment statistics.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 85:**

18 Lambda School incorporates by reference its general objections above as if fully set forth
 19 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 20 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 21 terms "All," "documents," "communications," "concerning," "the calculation," "student
 22 outcome," and "employment statistics," as they are vague, indefinite, ambiguous, and fails to
 23 describe the information sought with the required reasonable particularity, without limitation to
 24 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
 25 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
 26 extent it seeks information that is not relevant to any party's claim or defense and not proportional
 27 to the needs of the case, considering the importance of the issues at stake in the action, the amount
 28 in controversy, the parties' relative access to relevant information, the parties' resources, the

1 importance of the discovery in resolving the issues, and whether the burden or expense of the
2 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
3 to the extent that it seeks information that is not within the possession, custody, or control of
4 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
5 allegations set forth in Plaintiff's Amended Complaint. Lambda School further objects to this
6 Request to the extent that it seeks information that is protected by the attorney-client privilege, the
7 attorney work-product doctrine, common interest privilege, or any other applicable privilege,
8 protection, or immunity from discovery. Lambda School also objects to this Request to the extent
9 it seeks documents that are subject to a right to privacy or confidentiality under state and federal
10 laws or contract.

11 **REQUEST FOR PRODUCTION NO. 86:**

12 All documents and communications concerning collection or verification of student
13 placement information, including but not limited to all communications with Lambda School
14 students or former students to collect or verify employment status, salary, or related information.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 86:**

16 Lambda School incorporates by reference its general objections above as if fully set forth
17 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
18 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
19 terms "All," "documents," "communications," "concerning," "collection," "verification," "student
20 placement information," "students," "former students," "collect," "verify," "employment status,"
21 "salary," and "or related information," as they are vague, indefinite, ambiguous, and fails to
22 describe the information sought with the required reasonable particularity, without limitation to
23 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
24 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
25 extent it seeks information that is not relevant to any party's claim or defense and not proportional
26 to the needs of the case, considering the importance of the issues at stake in the action, the amount
27 in controversy, the parties' relative access to relevant information, the parties' resources, the
28 importance of the discovery in resolving the issues, and whether the burden or expense of the

1 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
 2 to the extent that it seeks information that is not within the possession, custody, or control of
 3 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
 4 allegations set forth in Plaintiff's Amended Complaint. Lambda School further objects to this
 5 Request to the extent that it seeks information that is protected by the attorney-client privilege, the
 6 attorney work-product doctrine, common interest privilege, or any other applicable privilege,
 7 protection, or immunity from discovery. Lambda School also objects to this Request to the extent
 8 it seeks documents that are subject to a right to privacy or confidentiality under state and federal
 9 laws or contract.

10 **REQUEST FOR PRODUCTION NO. 87:**

11 All versions, including drafts, of any reports regarding outcomes or employment for
 12 Lambda School students or graduates.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 87:**

14 Lambda School incorporates by reference its general objections above as if fully set forth
 15 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 16 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 17 terms "All," "versions," "drafts," "any," "reports," "regarding," "outcomes," "employment for,"
 18 "students," and "graduates," as they are vague, indefinite, ambiguous, and fails to describe the
 19 information sought with the required reasonable particularity, without limitation to specific subject
 20 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
 21 to Lambda School. Lambda School further objects to this Request to the extent it seeks
 22 information that is not relevant to any party's claim or defense and not proportional to the needs of
 23 the case, considering the importance of the issues at stake in the action, the amount in controversy,
 24 the parties' relative access to relevant information, the parties' resources, the importance of the
 25 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 26 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 27 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 28 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in

1 Plaintiff's Amended Complaint. Lambda School also objects to this Request to the extent it is
 2 unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff's Request
 3 for Production Nos. 84-86. Lambda School further objects to this Request to the extent that it
 4 seeks information that is protected by the attorney-client privilege, the attorney work-product
 5 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 6 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 7 are subject to a right to privacy or confidentiality under state and federal laws or contract.

8 **REQUEST FOR PRODUCTION NO. 88:**

9 All versions, including drafts, of the Lambda School CIRRR Outcomes Report, H1 2018.

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 88:**

11 Lambda School incorporates by reference its general objections above as if fully set forth
 12 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 13 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 14 terms "All," "versions," "drafts," and "the Lambda School CIRRR Outcomes Report, H1 2018," as
 15 they are vague, indefinite, ambiguous, and fails to describe the information sought with the
 16 required reasonable particularity, without limitation to specific subject matter, and is calculated, or
 17 would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
 18 School further objects to this Request to the extent it seeks information that is not relevant to any
 19 party's claim or defense and not proportional to the needs of the case, considering the importance
 20 of the issues at stake in the action, the amount in controversy, the parties' relative access to
 21 relevant information, the parties' resources, the importance of the discovery in resolving the
 22 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
 23 Lambda School similarly objects to this Request to the extent that it seeks information that is not
 24 within the possession, custody, or control of Lambda School. Lambda School also objects to this
 25 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended
 26 Complaint. Lambda School also objects to this Request to the extent it is unreasonably
 27 cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff's Request for Production
 28 Nos. 84-87. Lambda School further objects to this Request to the extent that it seeks information

1 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
2 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
3 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
4 right to privacy or confidentiality under state and federal laws or contract.

5 **REQUEST FOR PRODUCTION NO. 89:**

6 All documents and communications concerning the methodology used to produce the
7 Lambda School CIRR Outcomes Report, H1 2018.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 89:**

9 Lambda School incorporates by reference its general objections above as if fully set forth
10 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
11 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
12 terms “All,” “documents,” “communications,” “concerning,” “the methodology,” “produce,” and
13 “the Lambda School CIRR Outcomes Report, H1 2018,” as they are vague, indefinite, ambiguous,
14 and fails to describe the information sought with the required reasonable particularity, without
15 limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass,
16 oppress, or unduly cause expense to Lambda School. Lambda School further objects to this
17 Request to the extent it seeks information that is not relevant to any party’s claim or defense and
18 not proportional to the needs of the case, considering the importance of the issues at stake in the
19 action, the amount in controversy, the parties’ relative access to relevant information, the parties’
20 resources, the importance of the discovery in resolving the issues, and whether the burden or
21 expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects
22 to this Request to the extent that it seeks information that is not within the possession, custody, or
23 control of Lambda School. Lambda School also objects to this Request to the extent that it is
24 irrelevant to the allegations set forth in Plaintiff’s Amended Complaint. Lambda School also
25 objects to this Request to the extent it is unreasonably cumulative, oppressive, redundant, and/or
26 duplicative of at least Plaintiff’s Request for Production Nos. 84-88. Lambda School further
27 objects to this Request to the extent that it seeks information that is protected by the attorney-
28 client privilege, the attorney work-product doctrine, common interest privilege, or any other

1 applicable privilege, protection, or immunity from discovery. Lambda School also objects to this
 2 Request to the extent it seeks documents that are subject to a right to privacy or confidentiality
 3 under state and federal laws or contract.

4 **REQUEST FOR PRODUCTION NO. 90:**

5 All documents and communications concerning the calculation of the statistics presented in
 6 the Lambda School CIRRR Outcomes Report, H1 2018, including but not limited to all information
 7 and raw data used in those calculations.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 90:**

9 Lambda School incorporates by reference its general objections above as if fully set forth
 10 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 11 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 12 terms “All,” “documents,” “communications,” “concerning,” “the calculation,” “the statistics,”
 13 “presented in,” “the Lambda School CIRRR Outcomes Report, H1 2018,” “information,” “raw
 14 data,” and “those calculations,” as they are vague, indefinite, ambiguous, and fails to describe the
 15 information sought with the required reasonable particularity, without limitation to specific subject
 16 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
 17 to Lambda School. Lambda School further objects to this Request to the extent it seeks
 18 information that is not relevant to any party’s claim or defense and not proportional to the needs of
 19 the case, considering the importance of the issues at stake in the action, the amount in controversy,
 20 the parties’ relative access to relevant information, the parties’ resources, the importance of the
 21 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 22 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 23 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 24 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 25 Plaintiff’s Amended Complaint. Lambda School also objects to this Request to the extent it is
 26 unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff’s Request
 27 for Production Nos. 84-89. Lambda School further objects to this Request to the extent that it
 28 seeks information that is protected by the attorney-client privilege, the attorney work-product

1 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 2 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 3 are subject to a right to privacy or confidentiality under state and federal laws or contract.

4 **REQUEST FOR PRODUCTION NO. 91:**

5 All versions, including drafts, of the Lambda School Outcomes Report, H1 2019 Cohorts,
 6 Released Q1 2020.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 91:**

8 Lambda School incorporates by reference its general objections above as if fully set forth
 9 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 10 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 11 terms “All,” “versions,” “drafts,” and “the Lambda School Outcomes Report, H1 2019 Cohorts,
 12 Released Q1 2020,” as they are vague, indefinite, ambiguous, and fails to describe the information
 13 sought with the required reasonable particularity, without limitation to specific subject matter, and
 14 is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 15 School. Lambda School further objects to this Request to the extent it seeks information that is
 16 not relevant to any party’s claim or defense and not proportional to the needs of the case,
 17 considering the importance of the issues at stake in the action, the amount in controversy, the
 18 parties’ relative access to relevant information, the parties’ resources, the importance of the
 19 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 20 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 21 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 22 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 23 Plaintiff’s Amended Complaint. Lambda School also objects to this Request to the extent it is
 24 unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff’s Request
 25 for Production Nos. 84-90. Lambda School further objects to this Request to the extent that it
 26 seeks information that is protected by the attorney-client privilege, the attorney work-product
 27 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 28 from discovery. Lambda School also objects to this Request to the extent it seeks documents that

1 are subject to a right to privacy or confidentiality under state and federal laws or contract.

2 **REQUEST FOR PRODUCTION NO. 92:**

3 All documents and communications concerning the methodology used to produce the
4 Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 92:**

6 Lambda School incorporates by reference its general objections above as if fully set forth
7 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
8 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
9 terms “All,” “documents,” “communications,” “concerning,” “the methodology,” and “the
10 Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020,” as they are vague,
11 indefinite, ambiguous, and fails to describe the information sought with the required reasonable
12 particularity, without limitation to specific subject matter, and is calculated, or would operate to
13 annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further
14 objects to this Request to the extent it seeks information that is not relevant to any party’s claim or
15 defense and not proportional to the needs of the case, considering the importance of the issues at
16 stake in the action, the amount in controversy, the parties’ relative access to relevant information,
17 the parties’ resources, the importance of the discovery in resolving the issues, and whether the
18 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
19 similarly objects to this Request to the extent that it seeks information that is not within the
20 possession, custody, or control of Lambda School. Lambda School also objects to this Request to
21 the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended Complaint.
22 Lambda School also objects to this Request to the extent it is unreasonably cumulative,
23 oppressive, redundant, and/or duplicative of at least Plaintiff’s Request for Production Nos. 84-91.
24 Lambda School further objects to this Request to the extent that it seeks information that is
25 protected by the attorney-client privilege, the attorney work-product doctrine, common interest
26 privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda
27 School also objects to this Request to the extent it seeks documents that are subject to a right to
28 privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 93:

All documents and communications concerning the calculation of the statistics presented in the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020, including but not limited to all information and raw data used in those calculations.

RESPONSE TO REQUEST FOR PRODUCTION NO. 93:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms “All,” “documents,” “communications,” “concerning,” “the calculation,” “the statistics,” “presented in,” “the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020,” “information,” “raw data,” and “those calculations,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party’s claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties’ relative access to relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended Complaint. Lambda School also objects to this Request to the extent it is unreasonably cumulative, oppressive, redundant, and/or duplicative of at least Plaintiff’s Request for Production Nos. 84-92. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality

1 under state and federal laws or contract.

2 **REQUEST FOR PRODUCTION NO. 94:**

3 Documents sufficient to identify the job titles and full time/part employment time status of
4 all students or graduates included in the Lambda School Outcomes Report, H1 2019 Cohorts,
5 Released Q1 2020.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 94:**

7 Lambda School incorporates by reference its general objections above as if fully set forth
8 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
9 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
10 terms “Documents,” “identify,” “the job titles,” “full time/part employment time status,”
11 “students,” “graduates,” and “the Lambda School Outcomes Report, H1 2019 Cohorts, Released
12 Q1 2020,” as they are vague, indefinite, ambiguous, and fails to describe the information sought
13 with the required reasonable particularity, without limitation to specific subject matter, and is
14 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
15 School. Lambda School further objects to this Request to the extent it seeks information that is
16 not relevant to any party’s claim or defense and not proportional to the needs of the case,
17 considering the importance of the issues at stake in the action, the amount in controversy, the
18 parties’ relative access to relevant information, the parties’ resources, the importance of the
19 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
20 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
21 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
22 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
23 Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it
24 seeks information that is protected by the attorney-client privilege, the attorney work-product
25 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
26 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
27 are subject to a right to privacy or confidentiality under state and federal laws or contract.

28

REQUEST FOR PRODUCTION NO. 95:

Documents sufficient to identify the ninety-eight students who withdrew from Lambda School discussed in the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020.

RESPONSE TO REQUEST FOR PRODUCTION NO. 95:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms “Documents,” “identify,” “the ninety-eight students,” “withdrew,” and “the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party’s claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties’ relative access to relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 96:

Documents sufficient to identify the twenty-nine graduates for whom Lambda School was “unable to contact to verify placement data” discussed in the Lambda School Outcomes Report,

1 H1 2019 Cohorts, Released Q1 2020.

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 96:**

3 Lambda School incorporates by reference its general objections above as if fully set forth
 4 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 5 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 6 terms “Documents,” “identify,” “the twenty-nine graduates,” “unable to contact to verify
 7 placement data,” and “the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1
 8 2020,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with
 9 the required reasonable particularity, without limitation to specific subject matter, and is
 10 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
 11 School. Lambda School further objects to this Request to the extent it seeks information that is
 12 not relevant to any party’s claim or defense and not proportional to the needs of the case,
 13 considering the importance of the issues at stake in the action, the amount in controversy, the
 14 parties’ relative access to relevant information, the parties’ resources, the importance of the
 15 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
 16 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
 17 seeks information that is not within the possession, custody, or control of Lambda School. Lambda
 18 School also objects to this Request to the extent that it is irrelevant to the allegations set forth in
 19 Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it
 20 seeks information that is protected by the attorney-client privilege, the attorney work-product
 21 doctrine, common interest privilege, or any other applicable privilege, protection, or immunity
 22 from discovery. Lambda School also objects to this Request to the extent it seeks documents that
 23 are subject to a right to privacy or confidentiality under state and federal laws or contract.

24 **REQUEST FOR PRODUCTION NO. 97:**

25 Documents sufficient to identify the fifty-four “graduates who are still searching for their
 26 next job” discussed in the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020.

27 **RESPONSE TO REQUEST FOR PRODUCTION NO. 97:**

28 Lambda School incorporates by reference its general objections above as if fully set forth

herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms “Documents,” “identify,” “fifty-four ‘graduates who are still searching for their next job,’” and “the Lambda School Outcomes Report, H1 2019 Cohorts, Released Q1 2020,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects to this Request to the extent it seeks information that is not relevant to any party’s claim or defense and not proportional to the needs of the case, considering the importance of the issues at stake in the action, the amount in controversy, the parties’ relative access to relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it seeks information that is not within the possession, custody, or control of Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended Complaint. Lambda School further objects to this Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, common interest privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda School also objects to this Request to the extent it seeks documents that are subject to a right to privacy or confidentiality under state and federal laws or contract.

REQUEST FOR PRODUCTION NO. 98:

All communications with Divvy.

RESPONSE TO REQUEST FOR PRODUCTION NO. 98:

Lambda School incorporates by reference its general objections above as if fully set forth herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous, overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the terms “All,” “communications,” and “Divvy,” as they are vague, indefinite, ambiguous, and fails to describe the information sought with the required reasonable particularity, without limitation to

1 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
 2 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
 3 extent it seeks information that is not relevant to any party's claim or defense and not proportional
 4 to the needs of the case, considering the importance of the issues at stake in the action, the amount
 5 in controversy, the parties' relative access to relevant information, the parties' resources, the
 6 importance of the discovery in resolving the issues, and whether the burden or expense of the
 7 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
 8 to the extent that it seeks information that is not within the possession, custody, or control of
 9 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
 10 allegations set forth in Plaintiff's Amended Complaint. Lambda School further objects to this
 11 Request to the extent that it seeks information that is protected by the attorney-client privilege, the
 12 attorney work-product doctrine, common interest privilege, or any other applicable privilege,
 13 protection, or immunity from discovery. Lambda School also objects to this Request to the extent
 14 it seeks documents that are subject to a right to privacy or confidentiality under state and federal
 15 laws or contract.

16 **REQUEST FOR PRODUCTION NO. 99:**

17 All contracts or written agreements between Lambda School and Divvy.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 99:**

19 Lambda School incorporates by reference its general objections above as if fully set forth
 20 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 21 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 22 terms "All," "contracts," "written agreements," and "Divvy," as they are vague, indefinite,
 23 ambiguous, and fails to describe the information sought with the required reasonable particularity,
 24 without limitation to specific subject matter, and is calculated, or would operate to annoy,
 25 embarrass, oppress, or unduly cause expense to Lambda School. Lambda School further objects
 26 to this Request to the extent it seeks information that is not relevant to any party's claim or
 27 defense and not proportional to the needs of the case, considering the importance of the issues at
 28 stake in the action, the amount in controversy, the parties' relative access to relevant information,

1 the parties' resources, the importance of the discovery in resolving the issues, and whether the
 2 burden or expense of the proposed discovery outweighs its likely benefit. Lambda School
 3 similarly objects to this Request to the extent that it seeks information that is not within the
 4 possession, custody, or control of Lambda School. Lambda School also objects to this Request to
 5 the extent that it is irrelevant to the allegations set forth in Plaintiff's Amended Complaint.
 6 Lambda School also objects to this Request to the extent it is unreasonably cumulative,
 7 oppressive, redundant, and/or duplicative of at least Plaintiff's Request for Production No. 98.
 8 Lambda School further objects to this Request to the extent that it seeks information that is
 9 protected by the attorney-client privilege, the attorney work-product doctrine, common interest
 10 privilege, or any other applicable privilege, protection, or immunity from discovery. Lambda
 11 School also objects to this Request to the extent it seeks documents that are subject to a right to
 12 privacy or confidentiality under state and federal laws or contract.

13 **REQUEST FOR PRODUCTION NO. 100:**

14 All documents and communications concerning placement of Lambda School students or
 15 graduates with Divvy.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 100:**

17 Lambda School incorporates by reference its general objections above as if fully set forth
 18 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
 19 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
 20 terms "All," "documents," "communications," "concerning," "placement of Lambda School
 21 students," "or graduates," and "with Divvy," as they are vague, indefinite, ambiguous, and fails to
 22 describe the information sought with the required reasonable particularity, without limitation to
 23 specific subject matter, and is calculated, or would operate to annoy, embarrass, oppress, or
 24 unduly cause expense to Lambda School. Lambda School further objects to this Request to the
 25 extent it seeks information that is not relevant to any party's claim or defense and not proportional
 26 to the needs of the case, considering the importance of the issues at stake in the action, the amount
 27 in controversy, the parties' relative access to relevant information, the parties' resources, the
 28 importance of the discovery in resolving the issues, and whether the burden or expense of the

1 proposed discovery outweighs its likely benefit. Lambda School similarly objects to this Request
2 to the extent that it seeks information that is not within the possession, custody, or control of
3 Lambda School. Lambda School also objects to this Request to the extent that it is irrelevant to the
4 allegations set forth in Plaintiff's Amended Complaint. Lambda School also objects to this
5 Request to the extent it is unreasonably cumulative, oppressive, redundant, and/or duplicative of at
6 least Plaintiff's Request for Production Nos. 98-99. Lambda School further objects to this
7 Request to the extent that it seeks information that is protected by the attorney-client privilege, the
8 attorney work-product doctrine, common interest privilege, or any other applicable privilege,
9 protection, or immunity from discovery. Lambda School also objects to this Request to the extent
10 it seeks documents that are subject to a right to privacy or confidentiality under state and federal
11 laws or contract.

12 **REQUEST FOR PRODUCTION NO. 101:**

13 Documents sufficient to identify the number of Lambda School students with prior
14 computer science degrees.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 101:**

16 Lambda School incorporates by reference its general objections above as if fully set forth
17 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
18 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
19 terms "Documents," "identify," "Lambda School students," and "prior computer science
20 degrees," as they are vague, indefinite, ambiguous, and fails to describe the information sought
21 with the required reasonable particularity, without limitation to specific subject matter, and is
22 calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense to Lambda
23 School. Lambda School further objects to this Request to the extent it seeks information that is
24 not relevant to any party's claim or defense and not proportional to the needs of the case,
25 considering the importance of the issues at stake in the action, the amount in controversy, the
26 parties' relative access to relevant information, the parties' resources, the importance of the
27 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
28 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it

1 seeks information that is not within the possession, custody, or control of Lambda School.
2 Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set
3 forth in Plaintiff's Amended Complaint. Lambda School further objects to this Request to the
4 extent that it seeks information that is protected by the attorney-client privilege, the attorney work-
5 product doctrine, common interest privilege, or any other applicable privilege, protection, or
6 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
7 documents that are subject to a right to privacy or confidentiality under state and federal laws or
8 contract.

9 **REQUEST FOR PRODUCTION NO. 102:**

10 All documents and communications concerning the Lambda School program known as
11 "Lambda Labs."

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 102:**

13 Lambda School incorporates by reference its general objections above as if fully set forth
14 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
15 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
16 terms "All," "documents," "communications," "concerning," and "the Lambda School program
17 known as 'Lambda Labs,'" as they are vague, indefinite, ambiguous, and fails to describe the
18 information sought with the required reasonable particularity, without limitation to specific subject
19 matter, and is calculated, or would operate to annoy, embarrass, oppress, or unduly cause expense
20 to Lambda School. Lambda School further objects to this Request to the extent it seeks
21 information that is not relevant to any party's claim or defense and not proportional to the needs of
22 the case, considering the importance of the issues at stake in the action, the amount in controversy,
23 the parties' relative access to relevant information, the parties' resources, the importance of the
24 discovery in resolving the issues, and whether the burden or expense of the proposed discovery
25 outweighs its likely benefit. Lambda School similarly objects to this Request to the extent that it
26 seeks information that is not within the possession, custody, or control of Lambda School.
27 Lambda School also objects to this Request to the extent that it is irrelevant to the allegations set
28 forth in Plaintiff's Amended Complaint. Lambda School further objects to this Request to the

1 extent that it seeks information that is protected by the attorney-client privilege, the attorney work-
2 product doctrine, common interest privilege, or any other applicable privilege, protection, or
3 immunity from discovery. Lambda School also objects to this Request to the extent it seeks
4 documents that are subject to a right to privacy or confidentiality under state and federal laws or
5 contract.

6 Subject to and without waiving its general and specific objections above, Lambda School
7 will produce relevant, responsive, and non-privileged documents sufficient to describe the nature
8 of the “Lambda Labs” program that are within Lambda School’s possession, custody or control to
9 the extent they are located after a reasonable search.

10 **REQUEST FOR PRODUCTION NO. 103:**

11 Documents sufficient to identify all channels in the Lambda School Slack platform.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 103:**

13 Lambda School incorporates by reference its general objections above as if fully set forth
14 herein. Lambda School objects to this Request on the grounds that it is vague, ambiguous,
15 overbroad in time and scope, and therefore, unduly burdensome and oppressive, particularly the
16 terms “Documents,” “identify,” “all channels,” and “the Lambda School Slack platform,” as they
17 are vague, indefinite, ambiguous, and fails to describe the information sought with the required
18 reasonable particularity, without limitation to specific subject matter, and is calculated, or would
19 operate to annoy, embarrass, oppress, or unduly cause expense to Lambda School. Lambda
20 School further objects to this Request to the extent it seeks information that is not relevant to any
21 party’s claim or defense and not proportional to the needs of the case, considering the importance
22 of the issues at stake in the action, the amount in controversy, the parties’ relative access to
23 relevant information, the parties’ resources, the importance of the discovery in resolving the
24 issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
25 Lambda School similarly objects to this Request to the extent that it seeks information that is not
26 within the possession, custody, or control of Lambda School. Lambda School also objects to this
27 Request to the extent that it is irrelevant to the allegations set forth in Plaintiff’s Amended
28 Complaint. Lambda School further objects to this Request to the extent that it seeks information

1 that is protected by the attorney-client privilege, the attorney work-product doctrine, common
2 interest privilege, or any other applicable privilege, protection, or immunity from discovery.
3 Lambda School also objects to this Request to the extent it seeks documents that are subject to a
4 right to privacy or confidentiality under state and federal laws or contract. Lambda School further
5 objects to this Request on the grounds that it is currently the subject of continued negotiations
6 between the parties and motion practice before Magistrate Judge Hixson.

7
8 Dated: June 12, 2020

RIMON, P.C.

9
10 By: /s/ Karineh Khachatourian

11 Karineh Khachatourian
12 Nikolaus A. Woloszczuk

13 Attorneys for Defendant,
14 LAMBDA INC.
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CERTIFICATE OF SERVICE

I, Lillian Fass, declare as follows:

I am employed in Santa Clara County, State of California. I am over the age of eighteen years and not a party to this action. My business address is Rimon, P.C., 2479 E. Bayshore Road, Suite 210, Palo Alto, California 94303.

I served a copy of the following documents on the person(s) below, as follows:

DEFENDANT LAMBDA INC.'S RESPONSE TO SECOND SET OF REQUESTS FOR PRODUCTION PROPOUNDED BY PLAINTIFF LAMBDA LABS, INC.

- X BY U.S. MAIL: I placed the envelope for collection and mailing, following our ordinary business practices, and addressed to the persons at the addresses listed below. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
- BY OVERNIGHT DELIVERY: I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the person(s) at the addresses listed below. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.
- X BY ELECTRONIC SERVICE: Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the person(s) at the e-mail addresses listed below.

Jennifer Lee Taylor
Nicholas Timothy Herrera
Robert Santos Sandoval
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105
Telephone: 415-268-7000
Facsimile: 415-268-7522
JTaylor@mofo.com
NHerrera@mofo.com
RSandoval@mofo.com

*Attorneys for Plaintiff,
Lambda Labs, Inc.*

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on June 12, 2020 at Palo Alto, California.



Lillian Fass